

## HOUSE BILL NO. 101

INTRODUCED BY VILLA

BY REQUEST OF THE DEPARTMENT OF TRANSPORTATION

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING THE DEPARTMENT OF TRANSPORTATION TO  
ISSUE A TERM PERMIT FOR A LOAD THAT IS IN EXCESS OF SPECIFIED LIMITS BUT THAT DOES NOT  
EXCEED 35,000 POUNDS IN EXCESS AXLE WEIGHT; AND AMENDING SECTION 61-10-125, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 61-10-125, MCA, is amended to read:

**"61-10-125. Other fees.** (1) There is charged for a single trip permit for a load that is over the gross  
allowable load provided for by the formula in 61-10-107(1) but that does not exceed axle limits set forth in  
61-10-107(1):

(a) \$10 for distances to and including 100 miles;

(b) \$30 for distances from 101 to 199 miles; and

(c) \$50 for distances over 200 miles traveled.

(2) (a) There is charged a fee of:

(i) \$200 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that does  
not exceed a total of 5,000 pounds in excess axle weight;

(ii) \$500 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that does  
not exceed a total of 10,000 pounds in excess axle weight, with no single axle exceeding 5,000 pounds in  
excess axle weight;

(iii) \$750 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that does  
not exceed a total of 15,000 pounds in excess axle weight, with no single axle exceeding 5,000 pounds in  
excess axle weight;

(iv) \$1,000 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that  
does not exceed a total of 20,000 pounds in excess axle weight, with no single axle exceeding 5,000 pounds  
in excess axle weight and no tandem axle exceeding 15,000 pounds in excess axle weight;

(v) \$1,500 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that

does not exceed a total of 25,000 pounds in excess axle weight, with no axle or axle group exceeding the maximum weight allowed by a weight analysis conducted by the department of transportation;

(vi) \$2,000 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that does not exceed a total of 30,000 pounds in excess axle weight, with no axle or axle group exceeding the maximum weight allowed by a weight analysis conducted by the department of transportation;

(vii) ~~\$2,500~~ \$3,000 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that does not exceed a total of 35,000 pounds in excess axle weight, with no axle or axle group exceeding the maximum weight allowed by a weight analysis conducted by the department of transportation;

~~(vii)~~(viii) \$4,000 for a term permit for a load that is in excess of the limits set forth in 61-10-107(1) but that does not exceed a total of 40,000 pounds in excess axle weight, with no axle or axle group exceeding the maximum weight allowed by a weight analysis conducted by the department of transportation.

(b) The fees provided in subsection (2)(a) are annual fees but may be prorated on a quarterly basis and may be paid quarterly, semiannually, or annually. However, if the fee is paid other than annually, there is an additional fee of \$10 each time a fee is paid.

(c) A permit issued under this subsection (2) is valid for a period of no less than 1 calendar quarter and no more than 1 calendar year.

(d) The department of transportation or its agent may not issue a term permit for loads that exceed 10,000 pounds in excess axle weight unless the person applying for the term permit has obtained approval from the department of transportation, through a weight analysis, for the configuration of the vehicle.

(3) There is charged for a permit to move a load that exceeds the single axle, tandem axle, or axle group limits set forth in 61-10-107(1) the following fee based upon the sum of excess in axle or axle group weights:

Total Excess Axle Weight (pounds)	Calculated Cost of 25 Miles of Travel (dollars)
5,000	3.50
10,000	7.00
15,000	10.50
20,000	14.00
25,000	17.50

1	30,000	21.00
2	35,000	24.50
3	40,000	28.00
4	45,000	31.50
5	50,000	35.00
6	55,000	38.50
7	60,000	42.00
8	65,000	45.50
9	70,000	49.00
10	75,000	52.50
11	80,000	56.00
12	85,000	59.50
13	90,000	63.00
14	95,000	66.50
15	100,000	70.00
16	over 100,000	70.00 + 3.50 per 5,000 lbs. or
17		part of 5,000 lbs. in excess of 100,000 lbs.

18 (4) For purposes of subsection (3):

19 (a) mileage must be rounded off in units of 25 miles and mileage in excess of a 25-mile increment must  
20 be assessed at the next higher 25-mile increment; and

21 (b) weight must be rounded off in 5,000-pound increments and weight in excess of a 5,000-pound  
22 increment must be assessed at the next higher 5,000-pound increment.

23 (5) A vehicle must be licensed to the maximum allowable weight authorized under 61-10-107 before  
24 an overweight permit may be issued."

25 - END -